

111TH CONGRESS
1ST SESSION

S. 1749

To amend title 18, United States Code, to prohibit the possession or use of cell phones and similar wireless devices by Federal prisoners.

IN THE SENATE OF THE UNITED STATES

OCTOBER 5, 2009

Mrs. FEINSTEIN (for herself and Mr. GRASSLEY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to prohibit the possession or use of cell phones and similar wireless devices by Federal prisoners.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Cell Phone Contraband
5 Act of 2009”.

6 **SEC. 2. WIRELESS DEVICES IN PRISON.**

7 Section 1971 of title 18, United States Code, is
8 amended—

9 (1) in subsection (b)—

1 (A) in paragraph (4), by striking “or
2 (d)(1)(E)” and inserting “, (d)(1)(E), or
3 (d)(1)(F)”; and

4 (B) in paragraph (5), by striking
5 “(d)(1)(F)” and inserting “(d)(1)(G)”; and
6 (2) in subsection (d)(1)—

7 (A) in subparagraph (E), by striking
8 “and” at the end;

9 (B) by redesignating subparagraph (F) as
10 subparagraph (G); and

11 (C) by inserting after subparagraph (E)
12 the following:

13 “(F) a phone or other device used by a
14 user of commercial mobile service (as defined in
15 section 332(d) of the Communications Act of
16 1934 (47 U.S.C. 332(d))) in connection with
17 such service; and”.

○